

099

THE MATTER OF THE PETITION TO ANNEX)
CERTAIN PROPERTIES INTO THE)
KOOTENAI COUNTY FIRE & RESCUE DISTRICT)

ORDER

A petition has been filed by Kevin and Michelle Rogers to annex certain real property known as Parcel No. 50N05W302700 into the Kootenai County Fire & Rescue District. Notice of said hearing has been given by publication within the District on August 2, 2012 as provided for by law;

The Public Hearing was held on August 13, 2012 at which time the Fire District Commissioners entertained public comments, and after having given full consideration to the matter, unanimously approved the Petition for Annexation; and,

The Board of Commissioners of the Kootenai County Fire & Rescue District has certified the results of said hearings in the form of an Order containing the attached legal description of the property to be annexed into the Kootenai County Fire & Rescue District and has forwarded said order to the County Commissioners of Kootenai County; and,

Further, it appears that the Kootenai County Fire & Rescue District has complied with all requirements of the law for annexation of the described real property;

NOW, THEREFORE, IT IS HEREBY ORDERED that the annexation petitioned for by the owners be and hereby is granted.

IT IS FURTHER ORDERED that the boundaries of the Kootenai County Fire & Rescue District be amended so as to include the real property which is described in the attached Exhibit A.

Dated this 25th day of September, 2012, by order of the Kootenai County Board of Commissioners.

KOOTENAI COUNTY
BOARD OF COMMISSIONERS

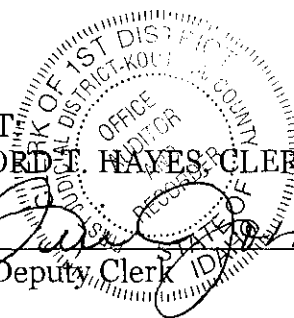

W. Todd Tondée, Chairman


Daniel H. Green, Commissioner


Jai Nelson, Commissioner

ATTEST
CLIFFORD T. HAYES, CLERK

By: 
Deputy Clerk



RECEIVED

SEP 27 2012

TECHNICAL SUPPORT

**KOOTENAI COUNTY FIRE & RESCUE
BOARD OF COMMISSIONERS**

In Re:)
)
_____)

ORDER

On the 13th day of August 2012, at 6:00 pm, the Kootenai County Fire & Rescue District's Board of Commissioners conducted a Public Hearing, after duly advertising and conforming to the requirements of Idaho Code 31-1411, to consider two (2) Petitions of a certain property located within the County of Kootenai, to annex real property into the Kootenai County Fire & Rescue District.

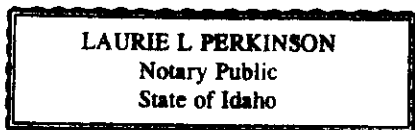
The property owners requesting Annexation into the Fire District are: (1) *Petitioners Kevin & Michelle Rogers*, located at 2338 S. Big Rock Road in Post Falls, for approx. 9.9510 acres that are contiguous to existing Fire District boundaries. The property's legal description is Gov't Lot 3, Parcel 2700, Section 30, Township 50 North, Range 05 West, Boise Meridian, Kootenai County, Idaho. (2) *Petitioners Daniel & Heather Tolleson*, located at 3364 S. Alexanna Lane in Post Falls, for approx. 10.0550 acres that are contiguous to existing Fire District boundaries. The property's legal description is Parcel 9800, Section 25, Township 50 North, Range 06 West, Boise Meridian, Kootenai County, Idaho. The land sought to be annexed is located in Kootenai County, Idaho, and more particularly described on "Petition for Annexation" attached hereto, and by this reference incorporated herein.

The Kootenai County Fire & Rescue District's Board of Commissioners reviewed the "Petition for Annexation," which was found to be conforming with respect to Idaho Code Section 31-1411, entertained public comments at said hearing, and after having given full consideration to the matter, unanimously approved the presented "Petitions for Annexation".

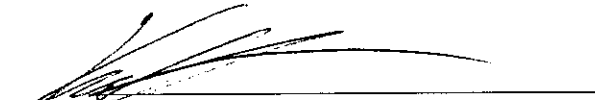
Accordingly, it is hereby ordered by the Kootenai County Fire & Rescue District's Board of Commissioners, that the above-described land/property has been unanimously approved for annexation. It is further ordered, that a certified copy of this Order, along with an accurate and complete legal description of the annexed property, shall be delivered to the Board of County Commissioners, Kootenai County, State of Idaho, so that the same can be recorded upon the tax rolls of Kootenai County.

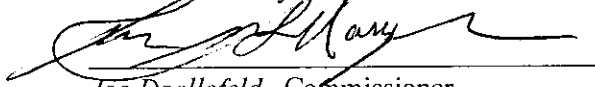
DATED this 13th Day of August 2012.

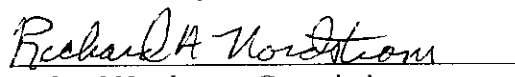
**Subscribed and sworn to before me
this 13th day of August 2012 personally
known to me: Keith Hutcheson, Joe Doellefeld
Richard Nordstrom, Paul Wagner and Michael Hunt.**

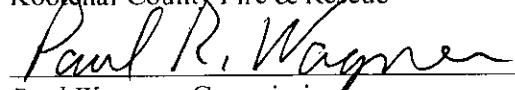



Notary Public for State of Idaho


Keith Hutcheson, President
Kootenai County Fire & Rescue


Joe Doellefeld, Commissioner
Kootenai County Fire & Rescue


Richard Nordstrom, Commissioner
Kootenai County Fire & Rescue


Paul Wagner, Commissioner
Kootenai County Fire & Rescue

Michael Hunt, Commissioner
Kootenai County Fire & Rescue



KOOTENAI COUNTY FIRE & RESCUE MEETING OF THE COMMISSIONERS *August 13, 2012*

The Kootenai County Fire and Rescue Board of Commissioners met in regular session at KCFR Station #1 located at 404 N. Idaho Street in Post Falls, on Monday, August 13, 2012.

CALL TO ORDER: The meeting was called to order by President Keith Hutcheson at 1800 hours.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Reserve Ben Deon.

ROLL CALL OF THE BOARD OF COMMISSIONERS: Commissioners Keith Hutcheson, Joe Doellefeld, Richard Nordstrom, and Paul Wagner were present. *Others present:* Chief Warren Merritt, Deputy Chief Aaron Jones, Division Chief Dan Ryan, Division Chief Tom Barrett, Division Chief Heath Sheppard, EMS Coordinator Bill Keeley, Logistics Manager Todd English, Director of Administration Samantha Babich, District Bookkeeper Jessie Morrow, and District Secretary Laurie Perkinson. *Guests:* (See attached list) ten (10) members of Kootenai County Fire & Rescue and one (1) guest: Chris Holloway, North Idaho Fairgrounds.

1. ANNOUNCEMENTS, PRESENTATIONS, CEREMONIES:

2. AMENDMENT TO THE AGENDA:

Move item B. North Idaho Fair Fee Waiver under New Business to directly after the Consent Calendar.

3. DECLARATION OF CONFLICT:

President Hutcheson declared a conflict for the Public Hearing. Kevin & Michelle Rogers are personally known to him.

4. CONSENT CALENDAR:

A. Commissioner Doellefeld made a motion to approve the Consent Calendar, which includes the Monthly Commissioner's Meeting Minutes for July 9, 2012 and the Special Commissioner's Meeting on August 6, 2012; as presented excluding the Administration report from the Officers Reports. Commissioner Wagner seconded the motion. Motion carried.

B. Commissioner Doellefeld made a motion to approve the Administration report from the Officers Reports, as presented. Commissioner Wagner seconded the motion. Motion carried.

5. NEW BUSINESS:

B. North Idaho Fair Fee Waiver:

Commissioner Doellefeld made a motion to waive the fees for the North Idaho Fair's request for standby for all fees associated with Kootenai County Fire & Rescue. Commissioner Nordstrom seconded the motion. Motion carried.

6. PUBLIC HEARING:

Commissioner Nordstrom made a motion to exit the regular meeting and go into a public hearing. Commissioner Wagner seconded the motion. Motion carried. Commissioner Hutcheson asked if there were any public comments for or against the annexations of the Kevin and Michelle Rogers property or the Daniel and Heather Tolleson property. Hearing none he asked to close the Public Hearing.

Commissioner Nordstrom made a motion to close the Public Hearing and enter into the regular session. Commissioner Wagner seconded the motion. Motion carried

7. UNFINISHED OLD/BUSINESS:

A. Petition for Annexation – Kevin & Michelle Rogers:

Commissioner Nordstrom made a motion to approve the Petition for Annexation for Kevin and Michelle Rogers, located at 2338 S. Big Rock Road in Post Falls. Commissioner Wagner seconded the motion. Motion carried.

B. Petition for Annexation – Daniel & Heather Tolleson:

Commissioner Nordstrom made a motion to approve the Petition for Annexation for Daniel and Heather Tolleson, located at 3364 S. Alexanna Lane in Post Falls. Commissioner Wagner seconded the motion. Motion carried.

C. New Administration Building Update:

D. Maintenance/Training Building Update:

Commissioner Doellefeld made a motion to authorize the Chief Officer to enter into a contract with Interstate Asphalt to complete the training tower paving as described in the bid, not to exceed \$36,000. Commissioner Nordstrom seconded the motion. Motion carried.

E. Impact Fees Update:

A. The Board directed staff to arrange for the Advisory Board to meet and come up with a plan on what direction we should go with this new information.

B. The Board directed staff to draft a positive, informative letter to the City of Post Falls Council members and explain our situation.

F. MOU for False Alarms at Arrow Point Update:

The Board directed staff to table this item until East Side Fire takes the changes of adding in "Nuisance calls" to their fee schedule to their Board. After they make their changes, we will discuss making ours.

G. Surplus Equipment Update:

H. Surplus Apparatus Disposition Update:

Commissioner Doellefeld made a motion to surplus vehicles V-23, V-09, V-55, and P-48; put out to bid; set a minimum bid; set a bid due by date; open up for sealed bids; and advertise with other agencies and to the public. Commissioner Nordstrom seconded the motion. Motion carried.

I. WUI Maintenance Inspections Update:

J. Station #1 Paving Work Update:

The Board directed staff to start getting bids while we are waiting for Strata to come up with their recommendation. Ask the paving companies for two separate bids; A) putting another layer of asphalt down, and B) grinding it and repaving it. Come back to the Board with a recommendation after Strata's inspection and receiving the bids.

8. CITIZEN ISSUES:

9. NEW BUSINESS:

A. KCFR Employee Handbook Revision:

Commissioners Doellefeld and Wagner volunteered to be on the committee to review the KCFR Employee Handbook revisions.

B. North Idaho Fair Fee Waiver:

(Discussed directly after the Consent Calendar).

C. Letter to the Editor:

The Board directed staff to write a letter responding to the "Letter to the Editor" article that was in the newspaper stating that we did an investigation, our guys acted professional, we have the highest

integrity, no coverage was compromised, no calls were missed, there was no great conspiracy, and that our supervisors are diligent in what they are doing in watching what is going on. We truly believe our guys are professional and would never, ever compromise themselves in that aspect. Also, write a letter responding back to Commissioner Tondee.

10. RESOLUTIONS:

None.

11. COMMISSIONER COMMENTS:

12. EXECUTIVE SESSION:

At 1950 hours, Chief Merritt requested an Executive Session as per Idaho Code 67-2345, Sections A-C to discuss labor negotiations, not to exceed 5 minutes in duration (see Executive Session Motion and Order for role call vote). Motion carried. President Hutcheson asked for a five minute break before going into Executive Session.

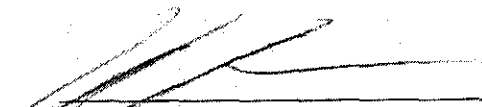
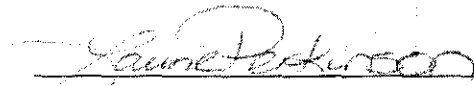
The Board of Commissioners exited Executive Session and resumed the Regular Session at 2005 hours.

13. UPCOMING SCHEDULED MEETINGS:

- Budget Hearing Meeting will be held on **Wednesday, August 29, 2012 @ 1800 hours (6:00 pm)** Kootenai County Fire & Rescue Station #1, 404 N. Idaho St., Post Falls.
- Next Regular Commissioners Meeting will be held on **Monday, September 10, 2012 @ 1800 hours (6:00 pm)** Kootenai County Fire & Rescue Station #1, 404 N. Idaho St., Post Falls.

14. ADJOURNMENT:

Having no further business, the Board of Commissioners adjourned the meeting at 2006 hours. Motion made by Commissioner Doellefeld. Commissioner Wagner seconded the motion. Motion carried.


Keith Hutcheson, President
Laurie Perkinson, District Secretary

TAX# 17754

PAGE 1 OF 1

INSTRUMENT REFERENCE:

QCD

RECORDING INFO: INSTRMT

1523322

REC.DATE

02/02/98

A parcel of land, being a portion of Government Lot 3, located in the Northwest Quarter, Section 30, Township 50 North, Range 5 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at an aluminum cap monument marking the North Quarter corner, said Section 30, from which a brass cap monument marking the Northwest corner, said Section 30, bears N 89°32'07" W a distance of 2839.61 feet; thence, S 00°17'55" W along the North-South centerline, said Section 30, a distance of 948.83 feet to the Northeast corner of that parcel of land as described in the Warranty Deed filed as Instrument Number 1404594, Records of Kootenai County; thence, N 89°03'56" W along the North boundary line of said Warranty Deed parcel a distance of 1317.69 feet to the Northwest corner thereof, said point being the True POINT-OF-BEGINNING for this description;

thence, N 85°10'59" E a distance of 506.78 feet;

thence, S 88°47'59" E a distance of 153.67 feet;

thence, S 88°23'47" E a distance of 117.56 feet;

thence, S 83°56'01" E a distance of 544.42 feet to the Northeast corner of said Warranty Deed parcel;

thence, S 00°17'55" W along the East line thereof, said line also being the East line of Government Lot 3, a distance of 393.03 feet to the Southeast corner of said Warranty Deed parcel;

thence, N 89°03'56" W along the South line thereof a distance of 1316.38 feet to the Southwest corner thereof;

thence, N 00°06'26" E along the West line of said Warranty Deed parcel, said line also being the West line of said Government Lot 3, a distance of 393.04 feet to the True POINT-OF-BEGINNING.

Said described parcel contains 12.79 acres, more or less, all as described herein and as shown on Exhibit "B" attached hereto and by reference made a part hereof.

DEPUTY INITIALS - VMC

DATE

04/06/98

TAX # 19004 PAGE 1 OF 1
INSTRUMENT REFERENCE QCD
RECORDING INFO: INSTRMT # 1679417
REC. DATE 05-22-01

A parcel of land, being a portion of that parcel shown as "12.79 ACRES (ADJUSTED)" on the Record of Survey filed in Book 19 of Surveys, at Page 210, Records of Kootenai County, located in the Northwest Quarter, Section 30, Township 50 North, Range 5 West, Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

COMMENCING at the North Quarter corner, said Section 30; thence, S 00°17'55" W along the East line of the Northwest Quarter, said Section 30, a distance of 948.83 feet to the Northeast corner of said 12.79-acre parcel, the True POINT-OF-BEGINNING for this description.

Thence, continuing S 00°17'55" W a distance of 238.00 feet;

thence, N 76°43'12" W a distance of 612.36 feet;

thence, N 21°17'57" W a distance of 169.75 feet to a point on the North line of said 12.79-acre parcel, said point also lying on the South line of that parcel of land shown as "17.16 ACRES (ADJUSTED)" per said Record of Survey;

thence, S 88°23'47" E along said line a distance of 117.56 feet;

thence, S 83°56'01" E, continuing along said line, a distance of 544.42 feet to the True POINT-OF-BEGINNING.

THIS TAX # OVERLAPS TAX #17754
DEPUTY INITIALS SLW DATE 06-28-01

Kootenai County Fire & Rescue

Administration Office

P.O. Box 2200
Post Falls, ID 83877
Ph # (208) 676-8739
Fax # (208) 676-0558

PETITION FOR ANNEXATION INTO KOOTENAI COUNTY FIRE & RESCUE

TO: THE COMMISSIONERS OF KOOTENAI COUNTY FIRE & RESCUE

WHEREAS, the Kootenai County Fire & Rescue Fire Protection District is now and has since its inception, been charged with providing fire protection to the property owners within its' designated district bounds; and

WHEREAS, the real property hereinafter described is not within that district but adjoins the same; and

WHEREAS, your Petitioner(s) is/are the legal owner(s) or contract purchaser(s) of all the land described herein below.

NOW, THEREFORE, your Petitioner(s) respectfully submits this Petition in accordance with the provisions of Title 31, Chapter 14, Idaho Code and specifically, Section 31-1411 thereof, requesting that the same be heard to consider the annexation of the following described real property into Kootenai County Fire & Rescue Fire Protection District.

LEGAL DESCRIPTION:

PLEASE PRINT PHYSICAL ADDRESS:

2338 S. Big Rock Rd, Post Falls, ID 83854

PLEASE PRINT MEETS AND BOUNDS DESCRIPTION:

and upon final hearing thereof, your Petitioner(s) prays that the same be approved and the real property as hereinbefore described be annexed into Kootenai County Fire & Rescue.

DATED this 7/31/12 day of July, _____.

Kevin Rogers
PETITIONER SIGNATURE

PETITIONER SIGNATURE

PRINTED NAME

PRINTED NAME

STATE OF IDAHO)
) SS.

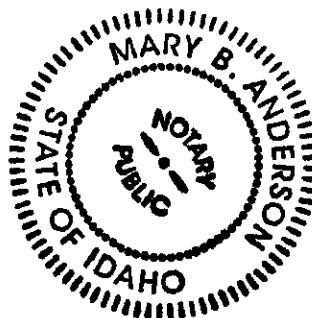
County of Kootenai)

On this 31 day of July, 20 12, before me, a Notary Public in and for said state, personally appeared Kevin Rogers (and) _____ known to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

IN WITNESS THEREOF, I have hereunto set my hand and official seal the day and year first above written.

Mary B. Anderson
Notary Public for Idaho
Residing at Coardaine
4/13/13

(Notary Commission Expiration Date)



KOOTENAI COUNTY FIRE & RESCUE:

[Signature] President

[Signature] Commissioner

R.A. Nordstrom Commissioner

Paul R. Wayne Commissioner

Commissioner

ATTEST:

Laurie L. Perkinson
Secretary of Kootenai County Fire & Rescue

LAURIE L PERKINSON
Notary Public
State of Idaho

STATE OF IDAHO)
) SS.

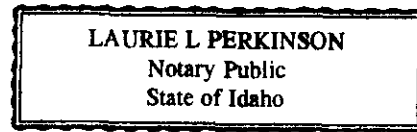
County of Kootenai)

On this 13th day of August, 20 12, before me, a Notary Public in and for said State, personally appeared the Board of Commissioners of Kootenai County Fire & Rescue, a corporation authorized by the laws of the State of Idaho that executed the

foregoing instrument and acknowledged to me that said corporation authorized by the laws of the State of Idaho executed the same.

IN WITNESS THEREOF, I have hereunto set my hand and official seal the day and year above written.

Laurie Perkinson
Notary Public for Idaho
Residing at Post Falls
April 23, 2016
(Notary Commission Expiration Date)



Owner: Kevin & Michelle Rogers
Mailing Address: 2338 S. Big Rock Rd.
Post Falls, ID 83854

Phone #: 208-777-8106

☒ Kootenai Co. Assessment ☒ Map ☒ Property Description ☒ Physical Address ☒ Mailing Address ☒ Check

DATE OF ANNEXATION: August 13, 2012

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO.
County of Kootenai.

SS.

Shirley Fice

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

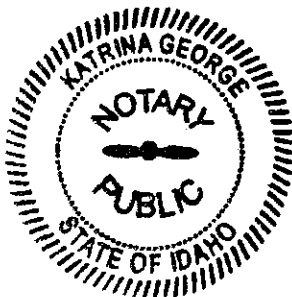
2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular issue of said newspaper for 1 consecutive Three days commencing on the 2 day of August 2012, and ending on the 2 day of August 2012, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice. On this 2 day of August in the year of 2012, before me, a Notary Public, personally appeared Shirley Fice, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Katrina George

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on August 13, 2012 @ 6:00 pm, at the Kootenai County Fire & Rescue Fire Station #1, location of 404 N. Idaho St., Post Falls, Idaho, for the purpose of considering two (2) annexations into Kootenai County Fire & Rescue Fire District.

Those property owners requesting Annexation into the Fire District are:

(1) Petitioners Kevin & Michelle Rogers, located at 2338 S. Big Rock Road in Post Falls, for approx. 9.9510 acres that are contiguous to existing Fire District boundaries. The property's legal description is Gov't Lot 3, Parcel 2700, Section 30, Township 50 North, Range 05 West, Boise Meridian, Kootenai County, Idaho.

(2) Petitioners Daniel & Heather Tolleson, located at 3364 S. Alexanna Lane in Post Falls, for approx. 10.0550 acres that are contiguous to existing Fire District boundaries. The property's legal description is Parcel 9800, Section 25, Township 50 North, Range 06 West, Boise Meridian, Kootenai County, Idaho.

Maps and further details are available at Kootenai County Fire & Rescue Administration office, address of 1590 E. Selice Way, Post Falls, during regular business hours of 8-5 pm, Monday thru Friday. The properties requesting to be annexed are situated in Kootenai County, State of Idaho.

Any interested person may appear and show cause, if any, why such annexations into the Kootenai County Fire & Rescue District should or should not be made.

Dated this 2nd day of August, 2012

Laurie Perkinson
District Secretary
Legal 5950
August 2, 2012

Kootenai County, Idaho

generated on 6/19/2012 6:29:50 PM CDT

Parcel

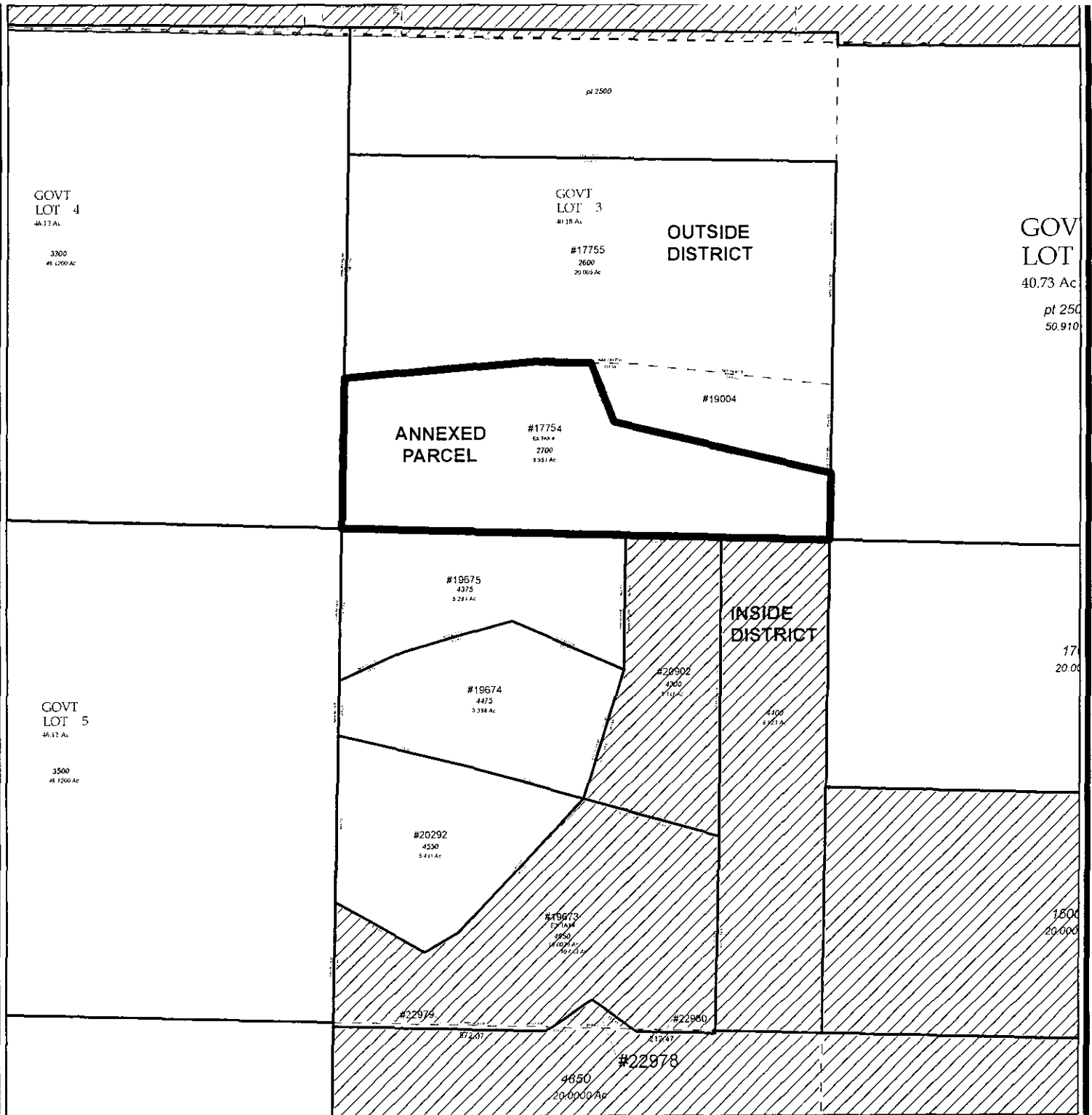
Parcel Number	AIN	Situs Address
50N05W302700	192174	2338 S BIG ROCK RD, POST FALLS

Owner Information	
Owner Name	ROGERS KEVIN G ETAL TRUSTEES
Owner Address	2338 S BIG ROCK RD POST FALLS ID 83854
Transfer Date	
Document #	
Deed Book/Page	

Location / Description	
Tax Authority Group	035000
Current Legal Desc.	TAX #17754 EX TAX #19004 [IN GOVT LT 3] 30 50N 05W
Situs Address	2338 S BIG ROCK RD, POST FALLS
Acreage	9.9510

Parcel Type	
Property Class Code	534- Imp res rural tract
Neighborhood Code	5800 50-5W 7-18 S-RIVER, 50-6W 12, 13

Assessment Information					
Appraisal Date	01-01- 2012	Current Year - 2012	0	Prior Year - 2011	0
Market Value Land	\$134,602	Homeowners Eligible Amt Land	\$88,200	Homeowners Eligible Amt Land	\$88,200
Market Value Improvement	\$191,260	Homeowners Eligible Amt Imp	\$191,260	Homeowners Eligible Amt Imp	\$201,750
Total Market Value	\$325,862	Sum Homeowners Eligible Amt	\$279,460	Sum Homeowners Eligible Amt	\$289,950
		Homeowners Exemption Allowed	\$83,974	Homeowners Exemption Allowed	\$92,040
Acreage	9.9510	Total Market Value	\$325,862	Total Market Value	\$347,952
		Homeowners Exemption Allowed	\$83,974	Homeowners Exemption	\$92,040
		Ag/Timber Exemption	\$45,069	Ag/Timber Exemption	\$56,669
		Net Taxable Value	\$196,819	Net Taxable Value	\$199,243



Annexed Property by Parcel ID: 50N05W-30-2700
From TCA 035-000 to TCA 073-000

Annexation Map

Section 30 Township 50N, Range 05 W.B.M.
District: Kootenai County Fire & Rescue
BOCC ORDER / Date:
Year Effective: 2013

This map is to be used for reference purposes only, and the
County is not responsible for any inaccuracies contained herein.

Kootenai County Geographic Information Services

P.O. Box 9000
N 451 Government Way
Coeur d'Alene, ID 83816-9000
e-mail: kcmmap@kcgov.us
www.kcgov.us

Prepared by: Tony Harbison
Project Filename: KC_Fire_Rescue_District_20120813.mxd
Plot File:

Exhibit

Property Description for Parcel Annexed into Kootenai County Fire & Rescue on 08/13/12

1. ROGERS, KEVIN & MICHELLE PROPERTY

(50N05W-30-2700, TCA 035-000)

TAX #17754 EX TAX #19004 [IN GOVT LT 3]

In Section 30, Township 50 North, Range 5 W.B.M

(see attached metes and bounds description for Tax #)